



**REVISED SECTION OF**  
**TRAFFIC REGULATIONS OF THE TOWN OF SCITUATE**

**3410 - 34100.4**

**August 23, 2011**

**July 11, 2023-HP Parking Fine**



## **3410 AUTHORITY**

The following vote was duly passed: **August 23, 2011**

The Board of Selectmen of the Town of power it hereto Scituate, Massachusetts, acting by virtue of the power given to it by Section 22 of Chapter 40 of the General Laws of Massachusetts and by virtue of any other power it hereto enabling, hereby adopts and makes the Rules and Orders for regulating traffic upon the streets and highways of said town which are hereto annexed, the same to be known as Traffic Regulations of the Town of Scituate; insofar as the said Rules and Orders or any of them are the same as the Regulations, Rules and Orders now in force they shall be deemed to be a superseding amendment thereof.



## **3420 DEFINITIONS**

For the purpose of these regulations, the word(s) and phrases used herein shall have the following meanings except in those instances where the context clearly indicates a different meaning.

**3420.01 - BUS STOP** - Any area in the roadway set aside for the boarding of or alighting from and the parking of buses.

**3420.02 - CROSSWALK** - That portion of a roadway ordinarily included within the prolongation or connection of curb lines and property lines at intersections, or at any portion of a roadway clearly indicated for pedestrian crossing by lines on the road surface or by other marking or signs.

**3420.03 - CURB MARKINGS, OFFICIAL** - That portion of a curbing, the painting of which has been authorized by the Board of Selectmen and *MASSDOT (the Massachusetts Highway Department)*.

**3420.04 - EMERGENCY VEHICLES** - Vehicles of the fire department, fire patrol, police department, ambulances and emergency vehicles of federal, state and municipal departments or public service corporations.

**3420.05 - FIRE LANE** - A fire lane is a marked lane in a parking lot that is near a structure. Parking is prohibited in fire lanes to ensure the access of safety equipment to the structure in the event of an emergency.

**3420.06 - FUNERAL** - Any procession of mourners properly identified as such accompanying the remains of a human body.

**3420.07 - HIGHWAY OR STREET** - The entire width between property lines open to the public for purposes of travel.

**3420.08 - INTERSECTION** - The area embraced within the extensions of the lateral curb lines, or, if none, then the lateral boundary lines, of intersecting ways as defined in Section 1 of Chapter 90 of the General Laws, including divided ways. These rules and regulations herein contained governing and restricting the movement of vehicles at and near intersecting ways shall apply at any place along any way at which drivers are to be controlled by traffic control signals whether or not such place is an intersection as herein defined.

**3420.09 - LANE** - A longitudinal division of a roadway into a strip of sufficient width to accommodate the passage of a single line of vehicles.

**3420.10 - LOADING ZONE** - An area within the public way or a municipal parking lot, set aside for the accommodation of vehicular traffic while engaged in loading and/or unloading.

**3420.11 - OFFICER** - Any officer of the Scituate Police Department or any officer authorized to direct or regulate traffic or to make arrests for the violation of traffic regulations.



**3420.12 - PARKING** - The standing of a vehicle, whether occupied or not, other than temporarily for the purpose of, and while actually engaged in, loading or unloading, or in obedience to an officer or traffic signs or signals, or while making emergency repairs or, if disabled, while arrangements are being made to move such vehicle.

**3420.13 - PEDESTRIAN** – Any person afoot or riding on a conveyance moved by human muscular power, except bicycles or tricycles, as defined in Chapter 90, Sec. 18A (Gen. Laws).

**3420.14 - RAILROAD CROSSING** – A point which a railway and road cross.

**3420.15 - ROADWAY** - That portion of a street or highway between the regularly established curb lines or that part, exclusive of shoulders, improved and intended to be used for vehicular traffic.

**3420.16 - ROUNDBOUT** - The counterclockwise operation of a vehicle around an object or structure.

**3420.17 - SAFETY ZONE** - Any area or space set aside within a roadway for the exclusive use of pedestrians and which has been indicated by signs, lines or markings having the written approval of MASSDOT.

**3420.18 - SERVICE ZONES** - An area in the roadway set aside for the accommodation of commercial vehicular traffic.

**3420.19 - STREET OR HIGHWAY** - The entire width between property line of every way open to the use of the public for purposes of travel.

**3420.20 - STREET MARKING, OFFICIAL** - Any painted line, legend, marking or marker of any description painted or placed upon any way which purports to direct or regulate traffic and which has been authorized by the Board of Selectmen and which has the written approval of MASSDOT.

**3420.21 - TAXICAB STANDS** - An area in the roadway in which certain taxicabs are authorized and required to park while waiting to be engaged.

**3420.22 - TRAFFIC** - Pedestrians, ridden or herded animals, vehicles or other conveyances either singly or together while using any street or highway for the purpose of travel.

**3420.23 - TRAFFIC CONTROL AREA** - Any area along any ways, at which drivers are to be controlled by traffic control signals.

**3420.24 - TRAFFIC CONTROL SIGNAL** - Any device using colored lights that conforms to the standards as prescribed by the *MASSDOT (the Massachusetts Highway Department)*, whether manually, electrically or mechanically operated, by which traffic may be alternately directed to stop or to proceed

**3420.25 - TRAFFIC ISLAND** - Any area or space set aside within a roadway, which is not intended for use by vehicular traffic.



**3420.26 - TRAFFIC SIGNS, OFFICIAL** - All signs, markings and devices, other than signals, Consistent with these rules and orders, and which conform to the standards prescribed by the *MASSDOT (the Massachusetts Highway Department)*.and placed or erected by authority of a public body or official having jurisdiction for the purpose of guiding, directing, warning, or regulating traffic.

**3420.27 - TRAFFIC SIGNALS, OFFICIAL** - All signals, conforming to the standards as prescribed by the *MASSDOT (the Massachusetts Highway Department )* consistent with these rules and orders placed or erected by authority of a public body or official having jurisdiction, for the purpose of directing or warning traffic.

**3420.28 - U-TURN** - The turning of a vehicle by means of a continuous turn whereby the direction of such vehicle is reversed.

**3420.29 - VEHICLE** - Every device in, upon or by which any person or property is or may be transported or drawn upon a highway, including bicycles when the provisions of these rules are applicable to them, except other devices moved by human power.

**3420.30 - COMMERCIAL VEHICLE** - Any vehicle being used in the transportation of goods, wares or merchandise for commercial purposes.

**3420.31 - HEAVY COMMERCIAL VEHICLE** - Any commercial vehicle of two and one-half (2 1/2) tons capacity or over.

**3420.32 - PERSON** - The word "person" shall mean and include any individual, firm, co-partnership, association or corporation.



### **3430 AUTHORITY AND DUTIES OF POLICE**

**3430.01 - DIRECT TRAFFIC** - It shall be the duty of officers designated by the Chief of Police to enforce the provisions of these Rules and Regulations. Such officers are hereby authorized to direct all traffic either in person or by means of visible or audible signal in conformance with the provisions of these Rules and Regulations provided that in the event of a fire or other emergency, to expedite traffic or safeguard pedestrians, officers of the Police and Fire Departments may direct traffic as conditions may require, notwithstanding the provisions of these Rules and Regulations.

**3430.02 - TEMPORARILY CLOSE STREET** - The Chief of Police, or Officer-in-Charge as his designee, is hereby authorized to close temporarily any street or highway in an impending or existing emergency, or for any lawful assemblage, demonstration or possession, street repairs or construction.

**3430.03 - TEMPORARILY PROHIBIT PARKING** – The Chief of Police, or Officer-in-Charge as his designee, is hereby authorized to prohibit, temporarily, parking on any street or highway or part thereof in an impending or existing emergency, or for a lawful assemblage, demonstration or process, street repairs or construction. Vehicles parked in places where parking is prohibited temporarily may be moved by or under the direction of an officer.

**3430.04 - EXEMPTIONS** - The provisions of Paragraphs 3430.02 and 3430.03 shall not apply to drivers actually engaged in work upon a street or highway closed to travel or under construction or repair, to officers when engaged in the performance of public duties nor to drivers of emergency vehicles while operating in an emergency and in performance of public duties when the nature of the work of any of these necessitate a departure from any part of these Rules and Regulations. These exemptions shall not, however, protect the driver of any vehicle from the consequences of a reckless disregard of the safety of others.



## **3440 TRAFFIC SIGNS, SIGNALS, MARKINGS AND ZONES**

**3440.01 - BUS STOPS, TAXICAB STANDS AND SERVICE ZONES** - The location of all bus stops, taxicab stands and service zones shall be specified by the Board of Selectmen and in the case of taxicab stands, the Chief of Police with the approval of the Board of Selectmen shall designate who may use them as such.

**3440.02 - INTERFERENCE WITH SIGNS, SIGNALS, AND MARKINGS PROHIBITED** - Any person who willfully defaces, injures, moves, obstructs or interferes with any official traffic sign, signal, or marking shall be liable to a penalty as proscribed by the General Laws of the Commonwealth of Massachusetts (not exceeding twenty (\$20) dollars for each and every offense).

**3440.03 - OBEDIENCE TO TRAFFIC SIGNS, SIGNALS AND MARKINGS** - No driver of any vehicle or of any street car shall disobey the instructions of any official traffic control signal, sign, marking or legend unless otherwise directed by a police officer.

**3440.04 - TRAFFIC SIGNS AND SIGNALS** –

(a) The Director of Public Works is hereby authorized and, as to those signs and signals required hereunder, it shall be his duty to place and maintain or cause to be placed and maintained all official traffic signs, signals, markings, and safety zones. All signs, signals, marking and safety zones conform to the standards as prescribed by the Massachusetts Highway Department and the Manual On Uniform Traffic Control Devices.

(b) Sections 3430.02 and 3430.03 of III - Authority and Duties of Police (3430); Sections 3460.03, 3460.06, 3460.08, 3460.09 and 3460.10 inclusive of IV - Stopping, Standing, Parking (3460) relating to parking; sections 3480.07 and 3480.10, concerning turning movements, and Section 3480.20. pertaining to exclusion of VIII - Operation of Vehicles shall be effective only during such time as official signs are erected and maintained in each block designating the provisions of such sections and located so as to be easily visible to approaching drivers.

(c) Sections relating to one-way streets shall be effective only during such time as a sufficient number of official signs are erected and maintained at the entrance and each of the exits for each one-way street, so that at least one sign will be clearly visible for a distance of at least seventy-five (75') feet to drivers approaching such an exit.

**3440.05 - SIGNS, SIGNALS, AND MARKINGS PROHIBITED, DISPLAY OF UNAUTHORIZED** -

No person or corporation shall place, maintain or display upon or in view of any street any unofficial device, sign, signal, curb marking or street marking which purports to be or is an imitation of or resembles an official traffic device, sign, signal, curb marking or street marking or which attempts to direct the movement of traffic or which hides from view any official signs, signal, marking or device. The Chief of Police, or Officer-in-Charge as his designee, is hereby empowered to remove every such prohibited sign, signal, marking or device or cause it to be removed without notice.

**3440.06 – EXPERIMENTAL REGULATION** - The Board of Selectmen may make temporary rules regulating traffic or test under actual conditions traffic signs, marking, or other devices. No



such experimental rules relating to traffic shall remain in effect for a longer period than sixty (60) days.



## **3460 STOPPING, STANDING, PARKING**

**3460.01 - GENERAL PROHIBITIONS** - No person shall allow, permit or suffer any vehicle registered in his name to stand or park in any street, way, highway, road or parkway under the control, of the Town of Scituate, in violation of any of the Traffic Rules or Orders adopted by the Board of Selectmen and in particular in any of the following places except when necessary to avoid conflict with other traffic or in compliance with the direction of a Police Officer or traffic sign or signal.

- (a) Within an intersection.
- (b) Upon any sidewalk.
- (c) Upon any crosswalk.
- (d) Upon the roadway in a rural or sparsely settled district.
- (e) Upon a roadway where parking is permitted unless both wheels on the right side of the vehicle are within twelve (12") inches of the curb or edge of the roadway, except upon those streets which are designated as one-way streets. On such one-way streets vehicles shall be parked in the direction in which said vehicle is moving and with both wheels within twelve (12") inches of the curb. This shall not apply to streets or parts of streets where angle parking is required by these regulations.
- (f) Upon any roadway where the parking of a vehicle will not leave a clear and unobstructed lane at least ten (10') feet wide for passing traffic.
- (g) Upon any street or highway within ten (10') feet of a fire hydrant.
- (h) In front of any private road or driveway
- (i) Upon any street or highway within twenty (20') feet of an intersecting way, except alleys.
- (j) Within fifteen (15') feet of the driveway of a fire station or directly across the street from such a fire station provided signs are erected acquainting the driver of such restriction.
- (k) Alongside or opposite any street excavation or obstruction when such stopping, standing or parking would obstruct traffic.
- (l) On a bridge and the approach thereto.
- (m) Upon any street or highway where the parking of a vehicle will obstruct or hide from view any traffic control signal.
- (n) In a restricted place or prohibited area.



- (o) Interfering with snow removal.
- (p) Overtime parking in violation of established time limits.
- (q) In the wrong direction.
- (r) Double parking.
- (s) In area designated as Handicapped Parking.
- (t) Fire lane.
- (u) Failure to display a valid registration plate
- (v) Failure to display a valid certificate of inspection

**3460.02 - LOADING ZONES** - No person shall park a vehicle upon any street in any loading zone for a period of time longer than fifteen (15) minutes and except while actually engaged in loading and unloading.

**3460.03 - ANGULAR PARKING** –

(a) The Board of Selectmen shall determine the streets upon which angular parking will be permitted and shall cause said streets to be designated by signs, and the surface thereof to be marked as established by the Director of Public Works.

(b) Angular parking is permitted upon certain sections of a number of streets as designated herein. Where such angular parking is permitted, vehicles shall be parked with the wheel within twelve (12") inches of the curb and at an angle to the curb indicated by official marks and signs. The vehicle shall be parked so that all four wheels thereof shall be placed wholly within the area indicated for parking and headed to the curb.

**3460.04 - PARKING VEHICLES FOR SALE PROHIBITED** - It shall be unlawful for any person to park any vehicle upon public property for the purpose of sale.

**3460.05 - NO ALL-NIGHT PARKING** - in areas as established by the Board of Selectmen.

**3460.06 - PARKING LOCATIONS AND PROHIBITIONS** - Parking is prohibited, restricted, or limited as to time, space and streets in accordance with a **SCHEDULE OF STREETS** designated as **SCHEDULES 1 AND 2**, hereto appended to which reference is made and which **SCHEDULES 1 AND 2** is specifically incorporated in this section. No operator shall park a vehicle in the designated prohibited locations or in the restricted locations for a period longer than is designated in **SCHEDULES 1 AND 2**, except as otherwise provided in these SCHEDULES, or where there is a time limit as to parking.

**3460.07 - PROHIBITED AT SAFETY ZONES** - No person shall park a vehicle within twenty (20') feet of either end of a safety zone, which is located within thirty (30') feet of the curb or edge of



roadway.

**3460.08 - TAXICAB STANDS –**

(a) No person shall park a vehicle other than a taxicab upon any street within a business district in any taxicab stand, as described in **SCHEDULE 4**.

(b) No person shall park a taxicab upon any street within a business district at any place other than the taxicab stand or stands designated for the use of his taxicab or taxicabs.

**3460.09 - FIRE LANES** - (a) Designation. The head of the fire department shall require and designate public or private fire lanes as deemed necessary for the efficient and effective use of fire apparatus. Fire lanes shall have a minimum width of eighteen (18') feet.

(b) Obstructions. Designated fire lanes shall be maintained free of obstructions and vehicles. **Check with town council (chief).**

**3460.10 - TOW AWAY ZONES:**

**3460.10.1 - IN GENERAL** - In accordance with the provisions of Chapter 40, Section 22D of the General Laws and accepted by vote of Annual Town Meeting in 1971 (Article 25), the Board of Selectmen of the Town of Scituate hereby enact the following regulations authorizing the removal, to a convenient place, of vehicles parked or standing in such a manner, or in such areas as are herein under described or any way under the control of the Town of Scituate. Vehicles specifically exempt by Chapter 40, Section 22D shall not however be subject to such removal.

**3460.10.2 - AUTHORIZATION OF POLICE** - The moving or towing of any vehicle under the provisions of this Article shall be by and at the direction of Chief of Police or such other Officer(s) of the rank of Sergeant or higher as he may from time to time designate.

**3460.10.3 - FEES** - The Board of Selectmen hereby imposes upon the owner of any vehicle moved or towed to a convenient place, under the provisions of this Article, the following fees:

- (a) Removal or towing fees not to exceed that which is provided in or as authorized by the Massachusetts Department of Public Utilities.
- (b) Storage Fees: Not to exceed that which is provided in or as authorized by Massachusetts Department of Public Utilities.

**3460.10.4 - LIABILITY FOR DAMAGE DURING REMOVAL OR STORAGE** - The contractor shall be liable to the owner for any damage arising out of negligence caused to a vehicle in the course of removal and storage.



**3460.10.5 - GENERAL PROHIBITION TOWING ZONE** - No person shall stand or park or allow, permit or suffer any vehicle registered in his name to stand or park in any of the following places. Vehicles found in violation of the provisions of this subsection except those specifically exempt by law, shall be removed to a convenient place under the direction of an officer of the Police Department and the owner of the vehicle so removed or towed away shall be liable to the cost of such removal and storage, if any, as set forth in **SUBSECTION 3460.10.3** of this Article. The owner of any vehicle removed or towed away under the provisions of this subsection shall also be subject to the penalties provided in MGL Chapter 90, Section 20A ½ & Section 20C of the General Laws:

- (a) Upon any way in such a manner as to impede the removal or plowing of snow or ice.
- (b) Upon any sidewalk.
- (c) Upon any crosswalk.
- (d) Upon any way within twenty (20') feet of any intersecting way except alleys,
- (e) Upon a way within ten (10') feet of a fire hydrant.
- (f) On a roadway side of any vehicle stopped or parked at the edge or curb of the way.
- (g) In front of a public or private driveway.
- (h) Upon any way where the parking of a vehicle will not leave a clear and unobstructed lane at least ten (10') feet wide for passing traffic.
  - (i) Upon a way within fifteen (15') feet of the driveway of a fire station or directly across the street from such a fire station, provided signs are erected acquainting the driver of such restriction.
- (j) Alongside or opposite any street excavation or obstruction when such stopping, standing or parking would obstruct traffic.
- (k) On a bridge and the approach thereto.



**3460.10.6 - PARKING PROHIBITED, TOWING ZONE** - No person shall stand or park or allow, permit or suffer any vehicle registered in his name to stand or park on any of the ways or parts of ways as described in **SCHEDULE 2, SECTION 2** and during the periods of time set forth. Vehicles found in violation of the provisions of this subsection except those specifically exempted by law shall be removed to a convenient place under the direction of an officer of the Police Department and the owner of the vehicle so removed, or towed away shall be liable to the cost of such removal and storage, if any, as set forth in Subsection 3460.10.3. Any vehicle removed or towed away under the provisions of this Subsection shall also be subject to the penalties provided in Chapter 90, Section 20A ½ of the General Laws.

**3460.10.7 - OFFICIAL TRAFFIC SIGNS** - The provisions of Subsection 3460.10.6 shall be effective only during such time as a sufficient number of official traffic signs bearing the legend **TOW AWAY ZONE** are installed, erected, maintained and located so as to be visible to approaching drivers, said signs to be appended above or incorporated into the legend of Parking Prohibited Signs.

**3460.12.8 - POLICE TO KEEP RECORD OF TOWED VEHICLES** - The Police Department shall keep a record of all vehicles towed or removed under the provisions of this Article. Such record shall be retained for one (1) year and shall contain the following information:

1. The registration of the vehicle.
2. The location from which it is towed, time and date of tow order.
3. The locations to which it was towed.
4. Name of towing contractor, if any.
5. Name of ranking officer who authorized towing.



### **3470 ONE WAY STREETS**

**3470.01 - ONE WAY STREETS** - The streets or portions thereof designated in **SCHEDULE NO. 3** hereto appended and specifically incorporated in this Subsection are declared to be one-way streets and all vehicular traffic shall move on those streets or portions thereof in the direction designated in said **SCHEDULE NO.3**.

**3470.02 – ROUNDAABOUT** - Within the area set forth below vehicular traffic shall move only in a counter- clockwise direction except when otherwise directed by an officer.



## **3480 OPERATION OF VEHICLES**

**3480.01 - OVERTAKE ONLY WHEN THERE IS A SPACE AHEAD** - The driver of a vehicle shall not pass and overtake a vehicle proceeding in the same direction unless there is sufficient clear space ahead on the right side of the roadway to permit the overtaking to be completed without impeding the safe operation of any vehicle ahead.

**3480.02 - DRIVER TO GIVE WAY TO OVERTAKING VEHICLE** - The driver of a vehicle when about to be overtaken and passed by another vehicle approaching from the rear shall give way to the right in favor of the overtaking vehicle on suitable and audible signal being given by the driver of the overtaking vehicle, and shall not increase the speed of his vehicle until completely passed by the overtaking vehicle.

**3470.03 - OBSTRUCTING TRAFFIC** - (a) No person shall drive in such a manner as to obstruct unnecessarily the normal movement of traffic upon any street or highway. Officers are hereby authorized to require any driver who fails to comply with this subsection to drive to the side of the roadway and wait until such traffic as has been delayed has passed.

(b) No driver shall enter an intersection or a marked crosswalk unless there is sufficient space on the other side of the intersection or crosswalk and on the right half of the roadway to accommodate the vehicle he is operating without obstructing the passage of other vehicles or pedestrians notwithstanding any traffic control signal indication to proceed.

**3480.04 - FOLLOWING TOO CLOSELY** - The driver of a vehicle shall not follow another vehicle more closely than is reasonable and prudent, having due regard to the speed of such vehicle and the traffic upon a condition of the street or highway.

**3480.05 - CLINGING TO MOVING VEHICLES** - It shall be unlawful for any person traveling upon a bicycle, motorcycle, coaster, sled, roller skates, roller blades, skateboards or any toy vehicle to cling to, or attach himself or his vehicle to any moving vehicle upon any roadway.

**3480.06 - SNOWMOBILES** - No person shall operate a so-called snowmobile upon any street or highway in the Town of Scituate, unless authorized by the Chief of Police and/or the Chief of the Fire Department, or the Officers-in-Charge as their designees.

**3480.07 - CARE IN STARTING, STOPPING, TURNING OR BACKING** - The driver of any vehicle before starting, stopping, turning from a direct line or backing shall first see that such movement can be made in safety. If such movement cannot be made in safety or if it interferes unduly with the normal movement of traffic, said driver shall wait for more favorable opportunity to make such movement. If the operator of another vehicle should be affected, by a stopping, or turning movement, the driver of such other vehicle shall be given plainly visible signal, as required by Statute Law.

**3480.08 - LEFT TURNS PROHIBITED** - Driver of any vehicle shall be prohibited from making a left turn where posted.



**3480.09 - EMERGING FROM ALLEY OR PRIVATE DRIVEWAY** - The operator of a vehicle emerging from an alley, driveway or a garage shall stop such vehicle immediately prior to driving onto a sidewalk or onto the sidewalk area extending across alleyway or driveway.

**3480.10 – OBEDIENCE TO TRAFFIC CONTROL SIGNALS** - colors and arrow indications in traffic control signals shall have the commands described to them in this section, and no other meanings, and every driver of a vehicle, or other conveyance shall comply therewith except when other-wise directed by an officer or by a lawful traffic regulating sign (other than a Stop Sign) signal or device or except as provided in Section 3480.18(b) of these Rules and Orders.

In no case shall a driver enter or proceed through an intersection without due regard to the safety of other persons within the intersection regardless of what indications may be given by traffic control signals.

(a) - **FLASHING RED** - When a red lens is illuminated in a traffic control signal by rapid intermittent flashes, and its use has been specifically authorized by the *MASSDOT (the Massachusetts Highway Department)*, drivers shall stop before entering the nearer line of the crosswalk of the street intersection, or at a stop line when marked, and the right to proceed shall then be governed by the provisions of Chapter 89, Section 8, of the General Laws.

(b) - **FLASHING YELLOW** - A flashing yellow lens shall indicate the presence of a hazard and drivers may proceed only with caution.

(c) - **GREEN** - While the green lens is illuminated, drivers facing the signal may proceed through the intersections, but shall yield the right-of-way to pedestrians and vehicles, lawfully within a crosswalk or the intersection at the time such signal is exhibited. Drivers of vehicles making a right turn or left turn shall yield the right-of-way to pedestrians crossing with the flow of traffic.

(d) - **RED** - Traffic facing a steady Circular Red Signal alone shall stop at a clearly marked stop line, or if none, before entering the crosswalk on the near side of the intersection, or if none, then before entering the intersection and shall remain standing until an indication to proceed is shown except as allowed by Chapter 89, Section 8 of the General Laws.

(e) - **RIGHT TURN ON RED** - No driver of a vehicle facing a Circular Red Signal indication shall make a right turn where official traffic signs are installed at the following intersection.

1. ALL APPROACHES TO THE INTERSECTION OF HATHERLY ROAD AND GANNETT ROAD.
2. ALL APPROACHES TO THE INTERSECTION OF HATHERLY ROAD AND TURNER ROAD
3. SOUTHBOUND ON COUNTRY WAY AT THE INTERSECTION OF FIRST PARISH ROAD.
4. WESTBOUND ON BEAVER DAM ROAD AT THE INTERSECTION OF TILDEN ROAD.
5. ALL APPROACHES TO THE INTERSECTION OF GANNETT ROAD, COUNTRY WAY AND HENRY TURNER BAILEY ROAD.

(f) - **YELLOW** – While the yellow lens is illuminated, waiting drivers shall not proceed and any drivers approaching the intersections or a marked stop line, shall stop at such point unless so close to the intersection that a stop cannot be made in safety, provided however, that if a green arrow is



illuminated at the same time, drivers may enter the intersection to make the movement permitted by such arrow.

**3480.11 - U-TURNS PROHIBITED** - No operator shall back or turn a vehicle so as to proceed in the direction opposite to that in which said vehicle is headed or travelling.

**3480.12 – (a) STOP SIGNS** - In accordance with the provisions of Chapter 89, Section 9 of the General Laws, the streets listed in Schedule **5**, **which** is specifically incorporated in this Section, are designated as stop streets at the intersections and in the direction indicated.

**(b) YIELD SIGNS** - In accordance with the provisions of Chapter 89, Section 9 of the General Laws, the streets listed in **Schedule 5**, **which** is specifically incorporated in this Section, are designated as yield streets at the intersections and in the directions indicated.

In accordance with the foregoing, the streets listed in **Schedules 5 and 6** of these Rules and Orders are hereby declared to constitute isolated stop streets, yield streets or flashing red signal intersections as the case may be, and said **Schedules 5 and 6** is hereby specifically incorporated in this Section.

**3480.13 - KEEP TO THE RIGHT OF ROADWAY DIVISION** - Upon such roadways as are divided by a parkway, grass plot, reservation, viaduct, subway, or by any structure of area, drivers shall keep to the right of such a division except when otherwise directed by an officer, signs, signals, or markings.

**3480.14 - OPERATING AT UNDER OR OVERPASSES AND AT INTERSECTIONS WITH ISLANDS** - At any junction or crossing of ways where the roadway grades have been separated and where the ways are connected by ramps and at any intersection of ways in which there are traffic islands, drivers of vehicles shall proceed only as indicated by official signs, signals, or markings.

**3480.15 - DRIVING ON ROAD SURFACES UNDER CONSTRUCTION OF REPAIRS** - No operator shall enter upon a road surface of any street or highway or section thereof, when, by reason of construction, surface treatment, maintenance or the like, or because of some unprotected hazard, such road surface is closed to travel, and one or more signs, lights, or signals have been erected to indicate that all or part of the road surface of the street or highway is not to be used or when so advised by an officer, watchman, member of a street or highway crew or employee of the Town, either audibly or by signals.

**3480.16 - NO DRIVING ON SIDEWALKS** - The driver of a vehicle (See Sub-section 3420.26) shall not drive upon any sidewalk except at a permanent or temporary driveway.

**3480.17 - NO DRIVING THROUGH SAFETY ZONES** - It shall be unlawful for a driver of a vehicle, except on a signal from a police officer to drive the same over or through a safety zone.

**3480.18 - FUNERALS TO BE PROPERLY IDENTIFIED** - A funeral composed entirely of or partly of a procession of vehicles shall be identified as such by means of black pennants bearing a purple symbol attached to both the first and last vehicles, or other suitable means.



**3480.19 - RIGHTS AND DUTIES OF DRIVERS IN FUNERALS OR OTHER PROCESSIONS-**

- (a) It shall be the duty of each driver in a funeral or other procession to keep as near to the right edge of the roadway as is feasible and to follow the vehicle ahead as closely as practicable and safe.
- (b) At the intersection where traffic control signal is operating the driver of the first vehicle in a funeral or other procession shall be the only one required to stop for a red and or yellow indication.
- (c) At an intersection where a lawful Stop Sign exists the driver of the first vehicle in a funeral or other procession shall be the only one required to stop before proceeding through the intersection.

**3480.20 - UNLAWFUL RIDING** - It shall be unlawful for any person to ride on any portion of a vehicle not designated or intended for the use of passengers when the vehicle is in motion. This provision shall not apply to any person engaged in the necessary discharge of a duty or within truck or van bodies.

**3480.21 - OPERATION OF HEAVY COMMERCIAL VEHICLES –**

(a) The use and operation of heavy commercial vehicles having a carrying capacity as determined by the Board of Selectmen are hereby restricted on the following names street or parts thereof, and in a manner outlined and during the period of time set forth.

1. Booth Hill Road easterly of Route 3A: Capacity 10 tons.
2. Mann Lot Road easterly of Route 3A: Capacity 10 tons.

(b) **EXEMPTIONS:** Part 1 of this section does not apply to heavy commercial vehicles going to or coming from places upon said streets for the purpose of making deliveries of goods, materials or merchandise to or similar collections from abutting land or buildings, or adjoining street or ways to which access cannot otherwise be gained; or to vehicles used in connection with the construction, maintenance, and repair of said streets or public utilities therein, or to Federal, State, Municipal or public service corporation owned vehicles.



## **3490 ACCIDENT REPORTS**

**3490.01 - DRIVERS MUST REPORT ACCIDENTS** - Every person operating a motor vehicle which is in any manner involved in an accident in which any person is killed or injured, or in which there is damage in excess of one thousand dollars (\$1000) to any one vehicle or other property, shall within five days after such accident report in writing to the Scituate Police Department. Such report shall not be required during the period of incapacity of any person who is physically incapable of making a report. If the operator is not the owner of the vehicle and is physically incapable of making such written report, the owner shall within five days after the accident make such report based on such knowledge as he may have and such information as he can obtain regarding the accident. The Chief of Police may require any such operator or owner to file a supplementary written report whenever in the opinion of the Chief of Police the original report is insufficient.



**34100 PENALTIES AND REPEALS**

**34100.01 - PENALTIES -**

- 1. Any person convicted of a violation of any other rule, regulation or order made hereunder, except as otherwise provided, shall be punished by a fine not exceeding one hundred (\$100.00) dollars for each offense.
- 2. In accordance with the authority of Chapter 90, Section 20A ½ & Section 20 C, the following penalties are set for violation of any rule regulating the parking of vehicles.

- (a) WITHIN AN INTERSECTION .....\$25.00
- (b) UPON ANY SIDEWALK .....\$25.00
- (c) UPON ANY CROSSWALK .....\$25.00
- (d) UPON ANY ROADWAY IN A RURAL OR SPARSELY SETTLED DISTRICT  
.....\$25.00
- (e) UPON A ROADWAY WHERE PARKING IS PERMITTED UNLESS BOTH WHEELS ON THE RIGHT SIDE OF THE VEHICLE ARE WITHIN TWELVE (12") OF THE CURB OR EDGE OF ROADWAY EXCEPT UPON THOSE STREETS WHICH ARE DESIGNATED AS ONE-WAY STREETS. ON SUCH ONE-WAY STREETS VEHICLES SHALL BE PARKED IN THE DIRECTION IN WHICH SAID VEHICLE IS MOVING AND WITH BOTH WHEELS WITHIN TWELVE (12") INCHES OF THE CURB.  
.....\$25.00

(THIS DOES NOT APPLY TO STREETS OR PARTS OF STREETS WHERE ANGLE PARKING IS REQUIRED BY THESE REGULATIONS.)

- (f) UPON ANY ROADWAY WHERE THE PARKING OF A VEHICLE WILL NOT LEAVE A CLEAR AND UNOBSTRUCTED LANE AT LEAST TEN (10') FEET WIDE FOR PASSING TRAFFIC  
..... \$25.00
- (g) UPON ANY STREET OR HIGHWAY WITHIN TEN (10') FEET OF A FIRE HYDRANT  
..... \$100.00
- (h) IN FRONT OF ANY PRIVATE ROAD OR DRIVEWAY  
.....\$25.00



- (i.) IN FRONT OF ANY STREET OR HIGHWAY WITHIN TWENTY (20') FEET OF AN INTERSECTING WAY, EXCEPT ALLEYS .....\$25.00
- (j.) WITHIN FIFTEEN (15') FEET OF THE DRIVEWAY OF A FIRE STATION OR DIRECTLY ACROSS THE STREET FROM SUCH FIRE STATION PROVIDED SIGNS ARE ERECTED ACQUAINTING THE DRIVER OF SUCH RESTRICTION. ....\$25.00
- (k) ALONGSIDE OR OPPOSITE ANY STREET EXCAVATION OR OBSTRUCTION WHEN SUCH STOPPING, STANDING, OR PARKING WOULD OBSTRUCT TRAFFIC. ....\$25.00
- (l) ON A BRIDGE AND THE APPROACH THERETO .....\$25.00
- (m) UPON ANY STREET OR HIGHWAY WERE THE PARKING OF A VEHICLE WILL OBSTRUCT OR HIDE FROM VIEW ANY TRAFFIC CONTROL SIGNAL .....\$25.00
- (n) RESTRICTED PLACE OR PROHIBITED AREA .....\$25.00
- (o) INTERFERING WITH SNOW REMOVAL .....\$25.00
- (p) OVERTIME PARKING IN VIOLATION OF ESTABLISHED TIME LIMITS. ....\$25.00
- (q) IN THE WRONG DIRECTION .....\$25.00
- (r) DOUBLE PARKING .....\$25.00



- (s) IN AREA DESIGNATED AS HANDICAPPED PARKING  
.....\$300.00 (07/11/2023)
- (t) WATERFRONT ZONES (SEE SCHEDULE 2) .....\$50.00
- (u) FIRE LANE .....\$50.00
- (v) FAILURE TO DISPLAY VALID REGISTRATION PLATE  
.....\$ 25.00
- (w) FAILURE TO DISPLAY VALID CERTIFICATE OF INSPECTION  
.....\$ 25.00



**34100.02 – REPEAL** - These Regulations are adopted with the intent that each of them shall have force and effect separately and independently of every other except insofar as by express reference or necessary implication any rule or any part of a rule be made dependent upon another rule or part thereof.

All official signs, lights, markings, signal systems or devices erected or installed under prior rules or regulations and necessary to the enforcement of these regulations shall be deemed to have been lawfully erected or installed hereunder provided the same were erected or installed with the permission and approval of the *MASSDOT (the Massachusetts Highway Department)* and insofar as the same are necessary as aforesaid for the enforcement of these regulations they shall be deemed necessary and continuing hereunder but in all other respects all prior rules, orders and regulations made by the Board of Selectmen of Scituate for the regulation of vehicles are hereby expressly repealed. This repeal, however, shall not affect any punishment or penalty imposed or any offense committed under said prior rules, orders, or regulations hereby repealed, nor shall said repeal be effective unless and until these rules and regulations have been approved as required by law.

**34100.03 - EFFECT OF REGULATIONS** - If any section, subsection, sentence, clause, or phrase of these rules if for any reason unconstitutional, such decisions shall not effect the validity of the remaining portion of the Rules and Orders. The Board of Selectmen hereby declares that it would have passed these regulations an each section, subsection, sentence, clause, or phrase thereof irrespective of the fact that any one or more sections, subsection, sentences, clauses, or phrases be declared unconstitutional.

**34100.04 - OWNER PRIMA FACIE RESPONSIBLE FOR VIOLATIONS** - If any vehicle is found upon any street or highway in violation of any parking provisions of these Regulations and the identity of the driver cannot be determined, the owner or the person in whose name such vehicle is registered shall be held prima facie responsible for such violations.